

1 EDMUND G. BROWN JR.
Attorney General of California
2 LINDA SCHNEIDER
Supervising Deputy Attorney General
3 GEOFFREY WARD
Deputy Attorney General
4 State Bar No. 246437
300 So. Spring Street, Suite 1702
5 Los Angeles, CA 90013
Telephone: (213) 897-2540
6 Facsimile: (213) 897-2804
Attorneys for Complainant
7

8 **BEFORE THE**
BOARD OF REGISTERED NURSING
9 **DEPARTMENT OF CONSUMER AFFAIRS**
STATE OF CALIFORNIA

10 In the Matter of the Accusation Against:

Case No. *2011-94*

11 **PATRICIA MARTIN BEAL**

A C C U S A T I O N

12 **4101 E. 116th Street South**
13 **Tulsa, Oklahoma 74137**

14 **Registered Nurse License No. 433683**

15 Respondent.

16
17 Complainant alleges:

18 **PARTIES**

19 1. Louise R. Bailey, M.E.D., RN ("Complainant") brings this Accusation solely in her
20 official capacity as the Interim Executive Officer of the Board of Registered Nursing ("Board"),
21 Department of Consumer Affairs.

22 2. On or about October 31, 1988, the Board issued Registered Nurse License Number
23 433683 to Patricia M. Beal ("Respondent"). The Registered Nurse License expired on April 30,
24 2010 and has not been renewed.

25 ///

26 ///

27 ///

28 ///

- 1
- 2
- 3
- 4
- 5
- 6
- 7
- 8
- 9
- 10
- 11
- 12
- 13
- 14
- 15
- 16
- 17
- 18
- 19
- 20
- 21
- 22
- 23
- 24
- 25
- 26
- 27
- 28

2
3
4
5

6
7
8
9

10

11

13

14

17
18

20

21
22
23
24

25

26

27

28

1 **FIRST CAUSE FOR DISCIPLINE**

2 **(Disciplinary Action by the Oklahoma Board of Nursing)**

3 7. Respondent is subject to discipline pursuant to Code section 2761, subdivision (a)(4),
4 on the grounds of unprofessional conduct, in that she was disciplined by the Oklahoma Board of
5 Nursing ("Oklahoma Board"), as follows:

6 8. On or about November 15, 2000 pursuant to a Consent Order in the disciplinary
7 action entitled *In the Matter of Patricia Martin Beal, R.N. License No. R0036869*, Respondent
8 agreed to surrender her Oklahoma license, agreed to refrain from applying for reinstatement of
9 her license for one year, and agreed to be placed upon probation if her license were reinstated.

10 9. The basis for the Oklahoma Board's November 15, 2000 disciplinary action was
11 given in a Complaint filed on September 8, 2000. The Complaint alleged Respondent had
12 engaged in unprofessional conduct and taken actions that jeopardized patients' lives, health, or
13 safety as follows:

14 a. From approximately January 1998 to June 2000 Respondent was employed as a
15 registered nurse by Dr. Scott E. Gilbert in Tulsa, Oklahoma.

16 b. During her employment by Dr. Gilbert, Respondent performed surgery on patients,
17 administered anesthesia, and administered medications and treatments without a
18 physician's orders, exceeding the scope of a registered nurse's practice.

19 c. During her employment by Dr. Gilbert, Respondent simultaneously scrubbed,
20 circulated, and monitored surgery patients, accepting inappropriate delegation of nursing
21 functions.

22 d. On or about June 12, 1999 to June 23, 1999, while employed by Dr. Gilbert,
23 Respondent directed office personnel to falsify a patient's records.

24 10. Sometime between November 15, 2000 and January 2003, Respondent applied for
25 reinstatement of her Oklahoma license. She was then placed on probation, subject to the terms of
26 the November 15, 2000 Consent decree. This probation continued until at least January 2005.

11. Under Code Section 2761, subdivision (a)(4), the revocation of Respondent's nursing license by the Oklahoma Board in November 2000 is grounds for the California Board to take disciplinary action.

SECOND CAUSE FOR DISCIPLINE

(Unprofessional Conduct)

15. By committing the acts set forth in paragraphs 7-11, above, Respondent is subject to discipline under Code section 2761 subdivision (a) on the grounds of unprofessional conduct.

PRAYER

WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged, and that following the hearing, the Board of Registered Nursing issue a decision:

1. Revoking or suspending Registered Nurse License Number 433683, issued to Patricia M. Beal;
2. Ordering Patricia M. Beal to pay the Board of Registered Nursing the reasonable costs of the investigation and enforcement of this case, pursuant to Business and Professions Code Section 125.3; and,
3. Taking such other and further action as deemed necessary and proper.

DATED:

August 6, 2010

for Louise R. Bailey

LOUISE R. BAILEY, M.E.D., RN
Interim Executive Officer
Board of Registered Nursing
Department of Consumer Affairs
State of California
Complainant

LA2009602648
50714486.docx